

CLERK'S OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED
OCT 25 2007
Cville
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Deputy Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

MARY C. DICKERSON,

Plaintiff

v.

MICHAEL J. ASTRUE, COMMISSIONER OF
SOCIAL SECURITY,

Defendant

CIVIL No. 3:06cv00022

ORDER

JUDGE NORMAN K. MOON

This matter is before the Court on Plaintiff's Motion for Award of Attorney Fee under the Equal Access to Justice Act filed on August 20, 2007 (docket #19).

Plaintiff's counsel requested an award of attorney's fees of \$4,137.50. This matter was referred to the Honorable B. Waugh Crigler, United States Magistrate Judge, to make proposed findings of fact and a recommendation. Magistrate Judge Crigler filed his Report and Recommendation ("Report") on September 24, 2007. The Report recommended that an order be entered granting Plaintiff's counsel \$4,137.50 as Defendant did not object to the award of attorney fees. The Report directed the parties to file objections, if any, within ten days of its entry.

After a review of record and no objection having been filed to the Report recommending payment of the fee, it is hereby ORDERED that:

- (1) the Report and Recommendation of the United States Magistrate Judge filed September 24, 2007 be ADOPTED in its entirety;
- (2) Plaintiff's motion (docket # 19) be GRANTED; and

(3) ORDERED that C. Cooper Geraty, Esq. be awarded \$4,137.50 under 28 U.S.C. § 2412(d).

It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record.

ENTERED:


United States District Judge

October 25, 2007
Date